

JUDGE BAER

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

VLADISLAV KLENIKOV (A99075020), and
ELENA DRONOVA (A99075021)

Plaintiff,

-against-

ALBERTO GONZALES, Attorney General; MICHAEL CHERTOFF, Secretary, Department of Homeland Security; EMILIO GONZALEZ, Director, United States Citizenship & Immigration Services; PAUL NOVAK, Director, Vermont Service Center; ROBERT MUELLER, Director, Federal Bureau of Investigation; General MICHAEL HAYDEN, Director, Central Intelligence Agency; ANDREA QUARANTILLO, District Director, New York United States Citizenship & Immigration Services; DEPARTMENT OF HOMELAND SECURITY, UNITED STATES CITIZENSHIP & IMMIGRATION SERVICES, FEDERAL BUREAU OF INVESTIGATION, and CENTRAL INTELLIGENCE AGENCY,

Defendants.

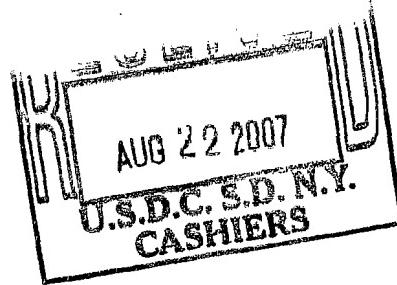
Plaintiffs Vladislav Klenikov and Elena Dronova, by their undersigned attorneys, alleges as follows:

1. This is an action in the nature of mandamus and for declaratory and injunctive relief to compel final agency action that has been unlawfully withheld and unreasonably delayed for over two years on an application for adjustment of status to lawful permanent residence by an of extraordinary ability and his wife. The action arises

07 CV . 7441

07 Civ.

COMPLAINT



ECF CASE

under the Immigration & Nationality Act of 1952, as amended (the "Act"), 8 U.S.C. §§ 1101 et seq. and the Administrative Procedure Act ("APA"), 5 U.S.C. §§ 551 et seq. Subject matter jurisdiction is based upon 28 U.S.C. § 1331, 28 U.S.C. § 1337, and 28 U.S.C. § 1361. This Court may grant relief pursuant to the Act, the APA, and the Declaratory Judgment Act, 28 U.S.C. §§ 2201 et seq., and 28 U.S.C. § 1361.

2. Plaintiffs Vladislav Klenikov and Elena Dronova, husband and wife, reside at 444 W. 35th Street, New York, New York within the Southern District of New York.

3. Defendant Alberto Gonzales is sued in his official capacity as the Attorney General of the United States. In this capacity he has responsibility for the administration of the immigration laws pursuant to 8 U.S.C. § 1103, and routinely does and transacts business in the Southern District of New York.

4. Defendant Michael Chertoff is sued in his official capacity as the Secretary of the Department of Homeland Security ("DHS"). In this capacity he has responsibility for the administration of the immigration laws pursuant to 8 U.S.C. §1103 and routinely does and transacts business in the Southern District of New York.

5. Defendant Emilio Gonzalez is sued in his official capacity as the Director of the United States Citizenship & Immigration Services ("USCIS") within DHS. In this capacity he has responsibility for the administration of the immigration laws pursuant to 8 U.S.C. §1103 and routinely does and transacts business in the Southern District of New York.

6. Defendant Paul Novak is sued in his official capacity as the Director of the Vermont Service Center ("VSC") of the USCIS. In that capacity, he has responsibility for

the adjudication of immigration applications filed with the VSC and routinely does or transacts business in the Southern District of New York by taking or failing to take action that has a substantial impact upon residents of the Southern District of New York. Defendant Andrea Quarantillo is sued in her official capacity as the District Director for the New York office of USCIS and has responsibility for adjudicating immigration applications referred by the Vermont Service Center (“VSC”) of USCIS.

7. Defendant Robert Mueller is sued in his official capacity as the Director of the Federal Bureau of Investigation (“FBI”) and defendant Michael Hayden is sued in his official capacity as the Director of the Central Intelligence Agency. In their respective capacities, defendants Mueller and Hayden have responsibility for the conduct and completion of background checks for the adjudication of applications before USCIS and routinely do or transact business in the Southern District of New York by taking or failing to take action that has a substantial impact upon residents of the District of New Jersey.

8. Defendants DHS, USCIS, FBI ad CIA are made party defendants for purposes of obtaining declaratory and injunctive relief pursuant to the APA and the Declaratory Judgment Act.

IMMIGRANT PREFERENCES

9. In general, the Act allocates immigrant visas based upon preferences grounded in family or employment relationships, as described in Section 203 of the Act, 8 U.S.C. §1153. Among those preferences is that in Section 203(b)(1)(A) of the Act, 8 U.S.C. §1153(b)(1)(A) for aliens of extraordinary ability. To establish eligibility for this preference, a preference petition, form I-140, must be filed with the appropriate USCIS

service center. The filing of the I-140 establishes the priority date for visa allocation with respect to this preference category.

10. Plaintiff Vladislav Klenikov is the beneficiary of an approved I-140 petition as an alien of extraordinary ability approved on May 9, 2004. A copy of the approval notice is attached as Exhibit A.

ADJUSTMENT TO PERMANENT RESIDENCE

11. In the event that the quota for the intended preference category is current, an alien may concurrently file a preference petition and an application to adjustment status to permanent residence based on the preference under Section 245 of the Act, 8 U.S.C. §1255 and may include his or her spouse in the adjustment application as a derivative beneficiary.

12. The adjustment application is filed by the alien on form I-485. In cases of adjustment based upon an employment preference category, the adjustment application is filed with the USCIS service center for the state in which the alien resides. The applicant will be fingerprinted as part of the application process so that a background check can be done by the FBI. On or about June 21, 2005, Mr. Klenikov and his wife filed applications for adjustment of status with the VSC and these applications were assigned respectively receipt numbers EAC 0518752588 and EAC 0518752599. Copies of these receipts are attached as Exhibit B.

13. To date, despite repeated inquiries, no action has been taken to adjudicate plaintiffs' adjustment applications. Instead, the adjustment applications have simply been transferred from the VSC and confirmed by the case status research reports from the USCIS website, copies of which are attached as Exhibit C. The plaintiffs have satisfied

all requirements for adjustment of status to permanent residence and their cases are now some over a year beyond the reported processing time for such applications as shown by current processing times from the VSC, a copy of which report is attached as Exhibit D. The continuing failure of the defendants to adjudicate plaintiffs' adjustment applications is arbitrary, capricious, an abuse of discretion and contrary to law.

COUNT ONE

14. Paragraphs 1 through 13 above are repeated and realleged as though fully set forth herein.

15. The continuing failure of the defendants to adjudicate the plaintiffs' adjustment application violates the Act and the APA, 5 U.S.C. § 555(b), which requires federal agencies to conclude matters with reasonable promptness. Under the APA, 5 U.S.C. § 706(1), this Court has the power to compel agency action unlawfully withheld or unreasonably delayed.

COUNT TWO

16. Paragraphs 1 through 13 above are repeated and realleged as though fully set forth herein.

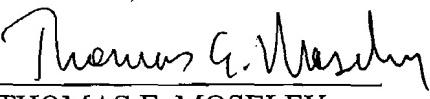
19. The continuing failure of the defendants to take action required by law is subject to correction by mandamus under 28 U.S.C. § 1361.

WHEREFORE, the plaintiffs Vladislav Klenikov and Elena Dronova demand judgment against the defendants:

- (a) Ordering defendants to adjudicate his adjustment application forthwith, and,
- (b) Granting plaintiff costs and attorneys fees, and,

(c) Granting plaintiff such other and further relief as this Court may deem just and proper.

Dated: New York, New York
August 20, 2007


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Attorney Number TM3371
Attorney for Plaintiffs

EXHIBT A

U.S. DEPARTMENT OF HOMELAND SECURITY
IMMIGRATION AND NATURALIZATION SERVICE
U.S. CITIZENSHIP AND IMMIGRATION SERVICE

RECEIPT NUMBER EAC-05-055-52314	CASE TYPE: I-140 IMMIGRANT PETITION FOR ALIEN WORKER
RECEIPT DATE December 20, 2004	PRIORITY DATE December 17, 2004
NOTICE DATE May 9, 2005	PAGE 1 of 1
PETITIONER KLENIKOV VLADISLAV	
BENEFICIARY KLENIKOV VLADISLAV	
ANN E. LA RUE FRAGOMEN DEL REY BERNSEN & LOEWY LLP 515 MADISON AVENUE NEW YORK NY 10022	
Notice Type: Approval Notice Section: Alien of Extraordinary Ability, Sec. 203(b)(1)(A)	

The above petition has been approved. The petition indicates that the person for whom you are petitioning is in the United States and will apply for adjustment of status. He or she should contact the local INS office to obtain Form I-485, Application for Permanent Residence. A copy of this notice should be submitted with the application, with appropriate fee, to this Service Center. Additional information about eligibility for adjustment of status may be obtained from the local INS office serving the area where he or she lives, or by calling 1-800-375-5283.

If the person for whom you are petitioning decides to apply for a visa outside the United States based on this petition, the petitioner should file Form I-624, Application for Action on an Approved Application or Petition, with this office to request that we send the petition to the Department of State National Visa Center (NVC).

The NVC processes all approved immigrant visa petitions that require consular action. The NVC also determines which consular post is the appropriate consulate to complete visa processing. It will then forward the approved petition to that consulate.

THIS FORM IS NOT A VISA NOR MAY IT BE USED IN PLACE OF A VISA.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

IMMIGRATION & NATURALIZATION SERVICE

VERMONT SERVICE CENTER

75 LOWER WELDEN STREET

SAINT ALBANS VT 05479-0001

Customer Service Telephone: (800) 375-8283



EXHIBIT B

UNITED STATES OF AMERICA

RECEIPT NUMBER EAC-05-187-52588		CASE TYPE I485 APPLICATION TO ADJUST TO PERMANENT RESIDENT STATUS
RECEIVED DATE June 17, 2005	PRIORITY DATE	APPLICANT A99 075 020 KLENIKOV, VLADISLAV N.
NOTICE DATE June 21, 2005	PAGE 1 of 1	
VLADISLAV N. KLENIKOV 444 WEST 35TH STREET 3C NEW YORK NY 10001	Notice Type: Receipt Notice Amount received: \$ 385.00 Section: Adjustment as direct beneficiary of immigrant petition	

Receipt notice - If any of the above information is incorrect, call customer service immediately.

Processing time - Processing times vary by kind of case:

- You can check our current processing time for this kind of case on our website at uscis.gov.
- On our website you can also sign up to get free e-mail updates as we complete key processing steps on this case.
- Most of the time your case is pending the processing status will not change because we will be working on others filed earlier.
- We will notify you by mail when we make a decision on this case, or if we need something from you. If you move while this case is pending, call customer service when you move.
- Processing times can change. If you don't get a decision or update from us within our current processing time, check our website or call for an update.

If you have questions, check our website or call customer service. Please save this notice, and have it with you if you contact us about this case.

Notice to all customers with a pending I-130 petition - USCIS is now processing Form I-130, Petition for Alien Relative, as a visa number becomes available. Filing and approval of an I-130 relative petition is only the first step in helping a relative immigrate to the United States. Eligible family members must wait until there is a visa number available before they can apply for an immigrant visa or adjustment of status to a lawful permanent resident. This process will allow USCIS to concentrate resources first on cases where visas are actually available. This process should not delay the ability of one's relative to apply for an immigrant visa or adjustment of status. Refer to [<http://www.state.gov/travel>](http://www.state.gov/travel) to determine current visa availability dates. For more information, please visit our website at www.uscis.gov or contact us at 1-800-375-5283.

Always remember to call customer service if you move while your case is pending. If you have a pending I-130 relative petition, also call customer service if you should decide to withdraw your petition or if you become a U.S. citizen.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

IMMIGRATION & NATURALIZATION SERVICE

VERMONT SERVICE CENTER

75 LOWER WELDEN STREET

SAINT ALBANS VT 05479-0001

Customer Service Telephone: (800) 375-5283



UNITED STATES OF AMERICA

RECEIPT NUMBER EAC-05-187-52599		CASE TYPE I485 APPLICATION TO ADJUST TO PERMANENT RESIDENT STATUS APPLICANT A99 075 021 DRONOVA, ELENA V.
RECEIVED DATE June 17, 2005	PRIORITY DATE 	
NOTICE DATE June 21, 2005	PAGE 1 of 1	
ELENA V. DRONOVA 444 WEST 35TH STREET 3C NEW YORK NY 10001		Notice Type: Receipt Notice Amount received: \$ 385.00 Section: Derivative adjustment

Receipt notice - If any of the above information is incorrect, call customer service immediately.

Processing time - Processing times vary by kind of case.

- You can check our current processing time for this kind of case on our website at uscis.gov.
- On our website you can also sign up to get free e-mail updates as we complete key processing steps on this case.
- Most of the time your case is pending the processing status will not change because we will be working on others filed earlier.
- We will notify you by mail when we make a decision on this case, or if we need something from you. If you move while this case is pending, call customer service when you move.
- Processing times can change. If you don't get a decision or update from us within our current processing time, check our website or call for an update.

If you have questions, check our website or call customer service. Please save this notice, and have it with you if you contact us about this case.

Notice to all customers with a pending I-130 petition - USCIS is now processing Form I-130, Petition for Alien Relative, as a visa number becomes available. Filing and approval of an I-130 relative petition is only the first step in helping a relative immigrate to the United States. Eligible family members must wait until there is a visa number available before they can apply for an immigrant visa or adjustment of status to a lawful permanent resident. This process will allow USCIS to concentrate resources first on cases where visas are actually available. This process should not delay the ability of one's relative to apply for an immigrant visa or adjustment of status. Refer to www.state.gov/travel <<http://www.state.gov/travel>> to determine current visa availability dates. For more information, please visit our website at www.uscis.gov or contact us at 1-800-375-5283.

Always remember to call customer service if you move while your case is pending. If you have a pending I-130 relative petition, also call customer service if you should decide to withdraw your petition or if you become a U.S. citizen.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

IMMIGRATION & NATURALIZATION SERVICE

VERMONT SERVICE CENTER

75 LOWER WELDEN STREET

SAINT ALBANS VT 05479-0001

Customer Service Telephone: (800) 375-5283



EXHIBIT C

Case Status Search

Receipt Number: eac0518752588

Application Type: I485, APPLICATION TO REGISTER PERMANENT RESIDENCE OR TO
ADJUST STATUS

Current Status:

This case is now pending at the office to which it was transferred.

The I485 APPLICATION TO REGISTER PERMANENT RESIDENCE OR TO ADJUST STATUS was transferred and is now pending standard processing at a USCIS office. You will be notified by mail when a decision is made, or if the office needs something from you. If you move while this case is pending, please use our Change of Address online tool to update your case with your new address. We process cases in the order we receive them. You can use our processing dates to estimate when this case will be done, counting from when USCIS received it. Follow the link below to check processing dates. You can also receive automatic e-mail updates as we process your case. To receive e-mail updates, follow the link below to register.

If you have a question about case status information provided via this site, or if you have not received a decision from USCIS within the current processing time listed, please contact the USCIS Customer Service at (800) 375 5283 or 1-800-767-1833 (TTY).

EXHIBIT D


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U.S. Citizenship and Immigration Services Vermont Service Center Service Center Processing Dates Posted July 16, 2007

Notice: U.S. Citizenship and Immigration Services (USCIS) has improved the reporting procedure for processing times of immigration benefit applications. In the past, USCIS benefit processing reports indicated the specific type of applications or petitions that were being processed and the date the cases were received. However, the date the case was received did not provide a clear indication of when USCIS expected to complete the case, nor did it provide a clear indication of USCIS' commitment to process cases within a certain cycle time. It also did not align with the processing times and cycle times the agency reports in other contexts.

This improved reporting procedure is an effort to give our customers more accurate information that better reflects current processing time and USCIS service level commitments. Effective immediately, when we are completing applications and petitions within our service level goals we will report that as the processing time. For example, when our service level goal is to process a particular kind of case within six months, and if our processing time is six months or less, we will show a date consistent with our service level goal because that reflects our commitment.

When we are not meeting our service level goal, the date posted will reflect the filing date of cases that are being completed. It should be noted that while in some instances reported processing dates may appear to have regressed due to this change, they do not reflect a lengthening of USCIS processing times, but simply the change in reporting. Our goal is to provide accurate projections and thus give customers clear expectations as to what they can expect as a processing time.

There are several important exceptions to the processing times shown below:

- Case processing will be delayed if we must ask you for more evidence or information. If we ask for missing required initial evidence, count the processing time from when we receive that missing evidence.
- The case processing timeframe will start over if a customer doesn't appear for an interview or asks that it be rescheduled.

What if I have a problem or have questions about a case?

We offer a variety of services after you file. For example, for most kinds of cases you can check the status of your case online.

For more information about when and how to contact us, whether your case is outside our processing time or if

there are other issues, please see our fact sheet –

Case Services - How do I... know what kind of services are available to me after I file my application or petition?

One additional point about these projections. They are the time to complete processing and mail the actual notice and/or document. If you check case status online and see that your case has been approved, and you haven't yet received your approval notice or document in the mail, we ask that you wait thirty days from the approval date before contacting us. That is because it may take that long before it is returned to us as undeliverable. You can also print the case status online answer for your records.

Service Center Processing Dates for Vermont Service Center Posted July 16, 2007

Form	Title	Classification or Basis for Filing	Now Processing Cases with Receipt Notice Date of
I-90	Application to Replace Permanent Resident Card	Initial issuance or replacement	January 13, 2007
I-90A	Application to Replace Permanent Resident Card	Initial issuance or replacement for Special Agricultural Workers (SAW)	August 04, 2005
I-102	Application for Replacement/Initial Nonimmigrant Arrival/Departure Record	Initial issuance or replacement of a Form I-94	April 12, 2007
I-129	Petition for A Nonimmigrant Worker	H-1B - Specialty occupation - Visa to be issued abroad	April 02, 2007
I-129	Petition for A Nonimmigrant Worker	H-1B - Specialty occupation - Change of status in the U.S.	April 02, 2007
I-129	Petition for A Nonimmigrant Worker	H-1B - Specialty occupation - Extension of stay in the U.S.	April 02, 2007
I-129	Petition for A Nonimmigrant Worker	H-2A - Temporary workers	June 30, 2007
I-129	Petition for A Nonimmigrant Worker	H-2B - Other temporary workers	June 15, 2007
I-129	Petition for A Nonimmigrant Worker	H-3 - Temporary trainees	May 15, 2007
I-129	Petition for A Nonimmigrant Worker	L - Intracompany transfers	June 15, 2007
I-129	Petition for A Nonimmigrant Worker	Blanket L	May 15, 2007
I-129	Petition for A Nonimmigrant Worker	O - Extraordinary ability	May 03, 2007
I-129	Petition for A Nonimmigrant Worker	P - Athletes, artists, and entertainers	May 03, 2007
I-129	Petition for A Nonimmigrant Worker	Q - Cultural exchange visitors and exchange visitors participating in the Irish Peace process	May 15, 2007
I-129	Petition for A Nonimmigrant Worker	R - Religious occupation	May 15, 2007
I-129	Petition for A Nonimmigrant Worker	TN - North American Free Trade Agreement (NAFTA) professional	May 03, 2007
I-129F	Petition for Alien Fiance(e)	K-1/K-2 - Not yet married - fiance and/or dependent child	January 13, 2007
I-130	Petition for Alien Relative	U.S. citizen filing for a spouse, parent, or child under 21	December 17, 2006
I-130	Petition for Alien Relative	U.S. citizen filing for an unmarried son or	July 02, 2006

		daughter over 21	
I-130	Petition for Alien Relative	U.S. citizen filing for a married son or daughter over 21	June 04, 2006
I-130	Petition for Alien Relative	U.S. citizen filing for a brother or sister	February 05, 2001
I-130	Petition for Alien Relative	Permanent resident filling for a spouse or child under 21	January 08, 2006
I-130	Petition for Alien Relative	Permanent resident filling for an unmarried son or daughter over 21	June 04, 2006
I-131	Application for Travel Document	All other applicants for advance parole	April 14, 2007
I-140	Immigrant Petition for Alien Worker	Extraordinary ability	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Outstanding professor or researcher	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Multinational executive or manager	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Schedule A Nurses	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Advanced degree or exceptional ability	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Advanced degree or exceptional ability requesting a National Interest Waiver	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Skilled worker or professional	April 01, 2006
I-140	Immigrant Petition for Alien Worker	Unskilled worker	April 01, 2006
I-212	Application for Permission to Reapply for Admission into the U.S. After Deportation or Removal	Readmission after deportation or removal	June 14, 2006
I-360	Petition for Amerasian, Widow(er), or Special Immigrant	Violence Against Women Act (VAWA)	August 28, 2006
I-360	Petition for Amerasian, Widow(er), or Special Immigrant	All other special immigrants	June 02, 2006
I-485	Application to Register Permanent Residence or to Adjust Status	Employment-based adjustment applications	July 26, 2006
I-539	Application to Extend/Change Nonimmigrant Status	Change of status to H or L dependents	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	Change status to the F or M academic or vocational student categories	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	Change Status to the J exchange visitor category	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	All other change of status applications	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	Extension of stay for H and L dependents	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	Extension of Stay for F or M academic or vocational students	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	Extension of Stay for J exchange visitors	March 27, 2007
I-539	Application to Extend/Change Nonimmigrant Status	All other extension applications	March 27, 2007

I-612	Application for Waiver of the Foreign Residence Requirement	Application for a waiver of the 2-year foreign residence requirement based on exceptional hardship or persecution	September 05, 2006
I-751	Petition to Remove the Conditions on Residence	Removal of lawful permanent resident conditions (spouses of U.S. citizens and lawful permanent residents)	January 03, 2007
I-765	Application for Employment Authorization	Based on a request by a qualified F-1 academic student. [(c)(3)]	April 28, 2007
I-765	Application for Employment Authorization	Based on a pending asylum application [(c)(8)]	June 16, 2007
I-765	Application for Employment Authorization	Based on a pending I-485 adjustment application [(c)(9)]	April 28, 2007
I-765	Application for Employment Authorization	Based on TPS for Honduras/Nicaragua [(c)(19), (a)(12)]	April 28, 2007
I-765	Application for Employment Authorization	Based on TPS for El Salvador [(c)(19)(a) (12)]	April 28, 2007
I-765	Application for Employment Authorization	All other applications for employment authorization	April 28, 2007
I-817	Application for Family Unity Benefits	Voluntary departure under the family unity program	December 29, 2005
I-821	Application for Temporary Protected Status	El Salvador initial or late filing	July 01, 2006
I-821	Application for Temporary Protected Status	El Salvador extension	July 01, 2006
I-821	Application for Temporary Protected Status	Honduras and Nicaragua initial or late filing	July 01, 2006
I-821	Application for Temporary Protected Status	Honduras and Nicaragua extension	July 01, 2006
I-824	Application for Action on an Approved Application or Petition	To request further action on an approved application or petition	January 13, 2007
N-600	Application for Certification of Citizenship	Application for recognition of U.S. citizenship	February 08, 2007
N-643	Application for Certification of Citizenship on Behalf of an Adopted Child	Application for recognition of U.S. citizenship on behalf of an adopted child	January 13, 2007

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U.S. Department of Homeland Security
Texas Service Center
P.O. Box 851488
Mesquite, TX 75185-1488



**U.S. Citizenship
and Immigration
Services**

Thursday, June 14, 2007

VLADISLAV NIKOLAEVICH KLENIKOV
444 W 35TH ST, APT 3C
NEW YORK NY 10001

Dear VLADISLAV NIKOLAEVICH KLENIKOV:

On 03/06/2007 you, or the designated representative shown below, contacted us about your case. Some of the key information given to us at that time was the following:

Person who contacted us:

GRIESCH, KIM

Caller indicated they are:

Attorney or Authorized Representative

Attorney Name:

KIM GRIESCH

Case type:

I485

Filing date:

Information not available

Receipt #:

EAC-05-187-52588

Beneficiary (if you filed for someone else):

KLENIKOV, VLADISLAV, NIKOLAEVICH

Your USCIS Account Number (A-number):

A99075020

Type of service requested:

Outside Normal Processing Times

The status of this service request is:

The processing of your application has been delayed. All petitions/applications received by this Service are required to have routine security checks that are resulting in delays of the adjudication of petitions/applications. We can give no definite indication of when they will be completed. We apologize for the delay.

XM127

If you have any further questions, please call the National Customer Service Center at 1-800-375-5283.

Please remember: By law, every person who is not a U.S. citizen and who is over the age of 14 must also notify the Department of Homeland Security within 10 days from when they move (persons in "A" or "G" nonimmigrant status are exempt from this requirement). If you have moved, please complete a Form AR-11 and mail it to the address shown on that form. If you do not have this form, you can download it from our website or you can call the National Customer Service Center at 1-800-375-5283 and we can order one for you. If you move, please call us with your new address information as soon as your move is complete. If you have already called us and given us this information, you do not need to call again.

U.S. Citizenship and Immigration Services
cc: KIM GRIESCH